THE HONOURABLE SRI JUSTICE V.ESWARAIAH

Date:14-3-2006

WRIT PETITION No. 4868 OF 2006

BETWEEN:

S.Bhargava

…Petitioner

And

The Superintending Engineer, Social Welfare, Telugu Samkshema Bhavan, 5th floor, Masab Tank, Hyderabad.

…Respondent

ORDER:

The petitioner seeks to issue a writ of mandamus declaring the action of the respondent in not opening the tender of the petitioner in Chit Tender Notice No.SE/SW/HYD/NIT/21/2005-2006, dated 20-01-2006 as arbitrary, illegal and unconstitutional.

Heard the learned counsel appearing for the petitioner as well as the learned Government Pleader appearing for the respondent.

It is the case of the petitioner that pursuant to the tender notification dated 20-1-2006 for construction of Minorities Women's Degree College Hostel at Karimnagar, the petitioner submitted his tender on 13-2-2006. As per the tender notification, last date for receipt of the tenders is 14-2-20056 and last date for opening the tenders is 17-2-

2006, but the tenders have been opened on 14-3-2006 and the tender of the petitioner has not been considered and no reasons have been indicated for not considering the bid of the petitioner.

The learned Government Pleader appearing for the respondent submits that the last date for submission of tenders has been extended and tenders have been opened on 6-3-2006. The tender of the petitioner was considered and rejected on technical grounds; therefore, his bid has not been opened.

I am of the opinion that when the tender submitted by the petitioner has been rejected; the petitioner is entitled to know the reasons for the rejection.

Accordingly, the writ petition is disposed of, directing the respondent to communicate the reasons for rejecting the tender of the petitioner within 10 days from the date of receipt of copy of this order.

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V.ESWARAIAH, J

Date: 14-3-2006.

Shr.